

REMARKS

Claims 1-7 are now present in this application.

Claims 1-7 have been amended. Reconsideration of the application, as amended, is respectfully requested.

An Information Disclosure Statement has been filed with the instant Amendment. Notification of receipt of this Information Disclosure Statement as well as consideration of the documents cited by the Examiner are respectfully requested.

Claims 2, 3, 5 and 6 stand objected to under 37 CFR 1.75(c). The Examiner alleges that there is some confusion about what is being claimed. It is respectfully submitted that the term "apparatus" can be broad enough to include the variously recited elements. This would include both the equipments used in mounting the apparatus for installing elevator equipment as well as the apparatus for installing the elevator equipment itself. In order to avoid any confusion, however, the preambles of the claims have been changed from "apparatus" to -kit--. It is respectfully submitted that this change is merely clarification and is consummate with the original claim scope. Reconsideration and withdrawal of the objection are respectfully requested.

Claims 3, 6 and 7 stand rejected under 35 U.S.C. § 112, second paragraph. This rejection is respectfully traversed.

The Examiner has questioned certain elements in claim 7. It is noted that a mounting base 38, for example, for the overspeed

governor 28 can be provided. This mounting base can have adjusting elements such as bar 34 and/or the mounting holes 36. These elements are part of the supporting means 30 as recited in claim 4. This can be seen in Fig. 4 of the present application, for example.

It is respectfully submitted that the claims should particularly point out distinctly claimed the subject matter of the instant invention. Reconsideration and withdrawal of this rejection are respectfully requested.

Claims 1-7 stand rejected under 35 U.S.C. § 102(b) as being anticipated by Japanese document 5-124778. This rejection is respectfully traversed.

Claims 1-7 stand rejected under 35 U.S.C. § 102(b) as being anticipated by Chapelain et al., U.S. Patent 5,000,292. This rejection is respectfully traversed.

Claims 1-7 stand rejected under 35 U.S.C. § 102(b) as being anticipated by Japanese document 5-238658. This rejection is respectfully traversed.

The first Japanese document '778 provides an engineering method for installing a hydraulic elevator. The elements of a hydraulic elevator are different from that of a suspended elevator. In claim 1, a particular kit is set forth. In this kit, the suspension means is connectable to the hoisting device carrying the elevator car. This particular feature is not shown in the Japanese document '778.

The Chapelain et al. patent discloses a method of mounting a lift and lift obtained thereby. This patent, however, does not have the suspension means for carrying and supporting shaft equipment during lift installation, which suspension means is connectable to the hoisting device carrying the elevator car.

The Japanese document '658 discloses an emergency stop device for elevator installation. The particular apparatus or kit as recited in independent claim 1 is not found in this Japanese document. As noted, this Japanese document is primarily concerned with the stopping device.

It is respectfully submitted that none of the prior art utilized by the Examiner neither suggests or renders obvious a kit as set forth in independent claim 1 or dependent claims 2-7 of the present application. Accordingly, it is respectfully requested that all 35 U.S.C. § 102(b) rejections now be reconsidered and withdrawn.

A double patenting rejection has been given based on claims 16-20 of U.S. Patent 6,138,797. While Applicants do not concede to the appropriateness of this rejection, a Terminal Disclaimer is being submitted herewith in order to expedite prosecution. It is respectfully submitted that this Terminal Disclaimer should overcome this double patenting rejection. Accordingly, it is respectfully requested that the rejection be withdrawn.

In view of the foregoing amendments, favorable reconsideration and an early Notice of Allowance are earnestly solicited. All objections and rejections should now be reconsidered and withdrawn.

In the event that there are any outstanding matters remaining in this application, the Examiner is invited to contact the undersigned at (703) 205-8000 in the Washington, D.C. area.

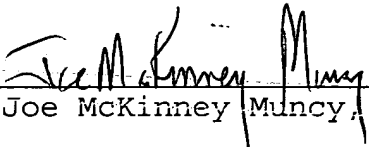
Pursuant to 37 CFR §§ 1.17 and 1.136(a), Applicants respectfully petition for a three (3) month extension of time for filing a response in connection with the present application, and the required fee of \$930.00 is attached hereto.

Attached hereto is a marked-up version of the changes made to the application by this Amendment.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

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Attachment: Version with Markings to Show Changes Made

(Rev. 02/20/02)

VERSION WITH MARKINGS TO SHOW CHANGES MADE

IN THE CLAIMS:

The claims have been amended as follows:

1. (Amended) A kit [~~An apparatus~~] for installing shaft equipment for an elevator, the [~~apparatus~~] kit comprising a suspension element, the suspension element being temporarily attachable to a ceiling of an elevator shaft or an upper part of a wall of the elevator shaft, and suspension means for carrying or supporting shaft equipment at least during installation, the suspension means being connectable to a hoisting device carrying an elevator car.

2. (Amended) The [~~apparatus~~] kit as defined in claim 1, further comprising a mounting tool, the suspension means being set on the suspension element from a top floor by the mounting tool.

3. (Amended) The [~~apparatus~~] kit as defined in claim 2, wherein the mounting tool is a bar or rope with one end provided with means for mounting the suspension [~~device~~] means.

4. (Amended) The [~~apparatus~~] kit as defined in claim 1, further comprising supporting means for supporting an overspeed

governor by the suspension element at least during installation of the elevator.

5. (Amended) The **[apparatus] kit** as defined in claim 4, further comprising a mounting tool for the means for supporting the overspeed governor to be set on the suspension element from the top floor.

6. (Amended) The **[apparatus] kit** as defined in claim 5, wherein the mounting tool comprises a bar with one end provided with a device for **[the]** mounting of shaft equipment.

7. (Amended) The **[apparatus] kit** as defined in claim 4, **wherein the supporting means** further comprising a mounting base for the overspeed governor, **the mounting base having at least one [and] adjusting [elements by] element for** adjusting a vertical height of the overspeed governor.